

No. 07 6391

THE HONORABLE JUDGE HART

**FILED**

JAN 4 2008  
Jan. 4, 2008 JH  
MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

FERNANDO FONTANEZ

VS.

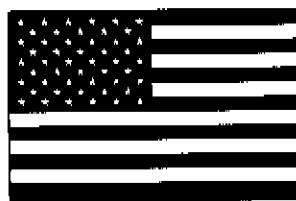
JOHN L. DABE  
#19810

CHICAGO POLICE OFFICER  
PERSONNEL INVESTIGATIONS

MOTION TO AMMEND A COMPLAINT

Now comes Plaintiff requesting this honorable court to AMMEND COMPLAINT REFLECTING CHANGE OF NAME OF Defendant From "JEFF DABE" To "JOHN DABE" AND Location, From Department of Homeland Security" to "CHICAGO POLICE DEPARTMENT" "Personnel Investigations" AND WISHES Court to ACCEPT "AMMENDED COMPLAINT" AND SEND VIA U.S. MARSHAL SUMMONS TO AMMENDED DEFENDANT LISTED ON COMPLAINT. The Previous AMMENDED COMPLAINT MINUTE ORDER of 12-19-07 WAS CONSTRUED BY CLERKS OFFICE AS ONLY A NAME CHANGE AND SENT TO THE DEPARTMENT OF HOMELAND SECURITY INSTEAD OF THE CHICAGO POLICE DEPARTMENT AND THE CLERK OF COURT DIRECTED ME to MOTION COURT AGAIN.

Fontanez



1/4/08

FERNANDO FONTANEZ P.O. Box 578941  
CHICAGO ILLINOIS 60657

**CHICAGO POLICE DEPARTMENT**  
**ARREST REPORT**  
 3510 S. Michigan Avenue, Chicago, Illinois 60653  
 (For use by Chicago Police Department Personnel Only)  
 CPP-11, 490C (REV. 8/30)

**IDENT. CLEARED**

CB #: 16559312

IR #: 580974

YD #:

**Name:** FONTANEZ, Fernando

**Res:** 3208 N Sheffield Ave, #427  
 Chicago, IL 60657

**Beat:** 1924

Male  
 White  
 5' 09"  
 165 lbs  
 Brown Eyes  
 Black Hair  
 Short Hair Style  
 Medium Brown  
 Complexion

**DOB:** 15 June 1963

**AGE:** 42 years

**POB:** Illinois

**SSN:** 326-80-1429

**ARMED WITH:**

**Marks:** Tattoo (1) on Right Hand

**Arrest Date:** 07 June 2006 09:30

**TRR Completed?** No

**Total No Arrested:** 1

**Co-Arrests**

**Assoc Cases**

DCFS Ward ? No

**Location:** 3208 N Sheffield Ave  
 Chicago, IL 60657

**Beat:** 1924

**Dependent Children?** No

290 - Residence

**Holding Facility:** District 019 Male Lockup

**Resisted Arrest?** No

**Victim**

1 **Offense As Cited** 720 ILCS 5.0/12-9-A  
 THREATEN A PUBLIC OFFICIAL  
 Class 3 - Type F

**NO NARCOTICS RECOVERED**

**NO WARRANT IDENTIFIED**

## Chicago Police Department - ARREST Report

CB #: 16959372

FONTANEZ, Fernando

Name: STATE POLICE MASTER SGT.

Male

Injured? No

Deceased? No

DOB:

Hospitalized? No

Age:

Treated and Released? No

Comments:

NO ARRESTEE VEHICLE INFORMATION ENTERED

## Confiscated Properties :

All confiscated properties are recorded in the e-Track System. This system can be queried by the inventory number to retrieve all official court documents related to evidence and/or recovered properties.

PROPERTIES INFORMATION FOR FONTANEZ, Fernando, NOT AVAILABLE IN THE AUTOMATED ARREST SYSTEM.

(The facts for probable cause to arrest AND to substantiate the charges include, but are not limited to, the following)

EV# 05428 THIS IS A 019 DISTRICT BURGLARY TEAM ARREST. A/O'S HAVING KNOWLEDGE OF THE ACTIVE INVESTIGATIVE ALERT# 299938287. A/O'S LOCATED THE SUBJECT AT THE LOCATION OF 3208 N. SHEFFIELD APT#427. THE SUBJECT WAS READ RIGHTS AND PLACED SUBJECT INTO CUSTODY AND TRANSPORTED THE SUBJECT INTO THE 019 DISTRICT FOR PROCESSING.

A/3DET DIV. SGT RIGGIO NOTIFIED

SUBJECT HAS ID

NAME CHECK INVESTIGATIVE ALERT POSITIVE

NO GANG AFFILIATION

SEE WC COMMENTS SECTION FOR ADDITIONAL COMMENTS

Desired Court Date:

Branch:

Court Sgt Handle? No

Initial Court Date:

Branch: - Room

Docket #:

BOND INFORMATION NOT AVAILABLE

## Chicago Police Department - ARREST Report

CB #: 1655312

FONTANEZ, Fernando

Holding Facility: District 019 Male Lockup  
 Received In Lockup: 07 June 2006 13:57  
 Prints Taken: 07 June 2006 13:57  
 Palmprints Taken:  
 Photograph Taken: 07 June 2006 13:56  
 Released from Lockup: 07 June 2006 17:09

Time Last Fed:  
 Time Called:  
 Cell #: 6-3  
 Transport Details : 1PO 1932 07-JUN-2006 09:50  
 Phone#:

Is there obvious pain or injury? No  
 Is there obvious signs of infection? No  
 Under the influence of alcohol/drugs? No  
 Signs of alcohol/drug withdrawal? No  
 Appears to be despondent? No  
 Appears to be irrational? No  
 Carrying medication? No

Presently taking medication? No  
 (If female) are you pregnant? No  
 First time ever been arrested? No  
 Attempted suicide/serious harm? No  
 Serious medical or mental problems? No  
 Are you receiving treatment? No

Name : REFUSED

Res:

Beat:

NO INTERVIEWS LOGGED

NO VISITORS LOGGED

Chicago Police Department - ARREST Report

CB #: 16558312

FONTANEZ, Fernando

I hereby declare and affirm, under penalty of perjury, that the facts stated herein are accurate to the best of my knowledge, information and/or belief.

Attesting Officer: #19810 DABE, J L [REDACTED] 07 JUN 2006 12:44

1st Arresting Officer: #19810 DABE, J L [REDACTED] Beat  
2nd Arresting Officer: #11957 DIAZ, D S [REDACTED] 1906E  
[REDACTED] 1906D

Approval of Probable Cause : #303 GIORANGO, J [REDACTED] 07 JUN 2006 12:50

## Chicago Police Department - ARREST Report

CB #: 16559312

FONTANEZ, Fernando

MOVEMENT LOG INFORMATION NOT AVAILABLE

## Watch Commander Comments:

#303 Glorango, Joseph (PC0P638)

07 JUN 2006 14:27

This investigative Alert was obtained by the Ill. State Police, Agent Cornier #2703. After the subject was arrested he was transport to 019 for investigation. Agent Cornier states that after his investigation there is no probable cause for charges. The State Police request that the subject be released without charges. Agent Cornier does not wish to have the subject signed into Ill. Masonic for a mental evaluation.

See Watch Commander's comments.

Searched By: #8930 CROSBY, G E  
 Lockup Keeper: #18674 DE FRANCE, W D  
 Assisting Arresting Officer: #19282 RIFFERT, J N  
 Fingerprinted By: AFIS, A

Beat

1906C

Release w/o Charging Appvl : #415 MULLANE, W E 07 JUN 2006 15:33

Beat

FILED

MB

NOVEMBER 20, 2007

MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

UNITED STATES DISTRICT COURT  
Northern District of Illinois

AE

RECEIVED

FERNANDO FONTANEZ  
VS.

DEPARTMENT OF HOMELAND SECURITY  
AND

Agent JEFFREY DABE  
AND  
General Counsel  
GUS P. (OLDEBELLA

NOV 9 2007  
NOV 9, 2007  
MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

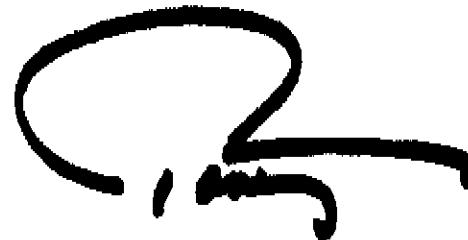
MB

07CV6391

JUDGE HART  
MAG. JUDGE ASHMAN

## COMPLAINT

Now Comes PLAINTIFF "FERNANDO FONTANEZ" CITING CAUSE OF ACTION FALSE ARREST IN VIOLATION OF USC 1993 TITLE 42 AND TITLE 36 AND THE FOURTH AND FOURTEENTH AMENDMENT OF THE CONSTITUTION OF THE UNITED STATES OF AMERICA IN THAT; ON JUNE 7<sup>TH</sup> 2006 "Homeland Security Agent Jeffrey DABE" Arrested Me WITHOUT CAUSE AND CAUSED ME UNDUE EMOTIONAL AND PSYCHOLOGICAL DISTRESS BY CLAIMING THAT I Wrote Threatening Letters to Public Officials including "Vice President Richard B. Cheney" and "Governor Rod Blagojevich" Knowing This To Be FALSE AND CAUSING ME TO BE LISTED AS A GOVERNMENT THREAT WITHIN THE "Chicago Police Department" RAP SHEET AND FEDERAL AND STATE RAP SHEET'S ETC. PLAINTIFF SEEKING IMMEDIATE CLEARANCE OF NAME WITHIN LAW ENFORCEMENT AND UNDISCLOSED AMOUNT OF COMPENSATORY AND PUNITIVE DAMAGES AS DETERMINED BY A JURY SO help me God !



FERNANDO FONTANEZ, P.O. BOX 575461, CHICAGO ILLINOIS 60651

UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF ILLINOIS CH

FERNANDO FONTANEZ

VS

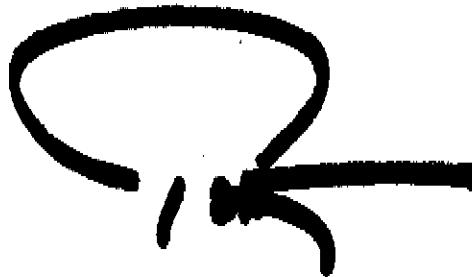
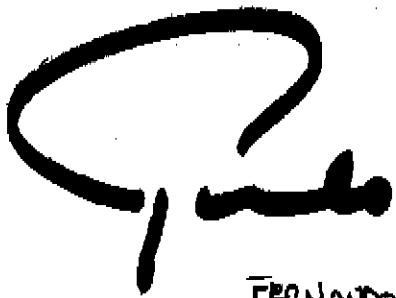
No. 07 6391

THE HONORABLE JEFF HART

JOHN DABE # 19810  
CHICAGO POLICE OFFICER

MOTION TO AMEND COMPLAINT AND SUMMONS

Now Comes This Plaintiff hereby Requesting This Honorable Court to Issue Summons Against Defendant JOHN L DABE; Chicago Police Personnel Investigations Unit # 19810. Upon Information This Plaintiff Has Gleaned Information Attesting To The Correct Identity of This Defendant Who Is Presently Detained to the Department of Homeland Security. The Defendant Is Located At Chicago Police Department Headquarters Personnel Investigations Division; And This Plaintiff Request Service via Summons by U.S. Marshal; And Plaintiff Amends Complaint Against Jeffrey DABE to John L DABE # 19810.



FERNANDO FONTANEZ P.O. BOX 579941 (CHICAGO, ILLINOIS 60657)

FILED

DEC 11 2007 10  
Dec 11 2007  
MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

Order Form (01/2005)

## United States District Court, Northern District of Illinois

Name of Assigned Judge or Magistrate Judge	William T. Hart	Sitting Judge if Other than Assigned Judge	
CASE NUMBER	07 C 6391	DATE	12/19/2007
CASE TITLE	Fernando Fontanez vs. Department of Homeland Security, et al.		

## DOCKET ENTRY TEXT

Plaintiff's motion to amend complaint substituting John L. Dabe for defendant Jeffrey Dabe with summons to issue [11] is granted. Therefore, the complaint is amended on its face to reflect said substitution, and the Clerk is directed to reflect said substitution on the docket sheet and issue summons..

Docketing to mail notices.

Courtroom Deputy  
Initials:

CW